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 [Proposed] Counsel to the Official Committee
 of Holders of Executory Contract Rights Through
 USA Commercial Mortgage Company

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NEVADA

In re:
 USA COMMERCIAL MORTGAGE COMPANY,

 Debtor.

Case Nos.:
 BK-S-06-10725-LBR
 BK-S-06-10726-LBR
 BK-S-06-10727-LBR
 BK-S-06-10728-LBR
 BK-S-06-10729-LBR

In re:
 USA CAPITAL REALTY ADVISORS, LLC,

 Debtor.

JOINTLY ADMINISTERED
 Chapter 11

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

 Debtor.

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,

 Debtor.

In re:
 USA SECURITIES, LLC,

 Debtor.

Affects:
☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

DECLARATION OF
GREGORY E. GARMAN, ESQ.
IN SUPPORT OF REPLY TO
OPPOSITION OF THE
OFFICIAL COMMITTEE OF
EQUITY SECURITY
HOLDERS OF USA CAPITAL
FIRST TRUST DEED FUND,
LLC AND LIMITED
OPPOSITION OF DEBTOR TO
APPLICATION OF THE
OFFICIAL COMMITTEE OF
HOLDERS OF EXECUTORY
CONTRACT RIGHTS
THROUGH USA
COMMERCIAL MORTGAGE
COMPANY TO EMPLOY
GORDON & SILVER, LTD.

Date: June 5, 2006
 Time: 9:30 a.m.

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1 I, Gregory E. Garman, Esq., declares as follows:

2 1. I am over the age of 18 and mentally competent. I have personal knowledge of
3 the facts in this matter and if called upon to testify, could and would do so. I make this
4 declaration in support of the Reply To Opposition Of The Official Committee Of Equity Security
5 Holders Of USA Capital First Trust Deed Fund, LLC and Limited Opposition of Debtor To
6 Application Of The Official Committee Of Holders Of Executory Contract Rights Through USA
7 Commercial Mortgage Company To Employ Gordon & Silver, Ltd.

8 2. I am a shareholder with the law firm of Gordon & Silver, Ltd., ("G&S"), which firm
9 maintains its offices at 3960 Howard Hughes Parkway, Ninth Floor, Las Vegas, Nevada 89109.
10 I am admitted to practice law before this Court.

11 3. G&S previously disclosed its representation of Janet Buckalew, Trustee of the
12 Buckalew Trust who is a direct lender and holds equity security interests in one or more of the
13 funds and of Kevin Higgins who is a direct lender. G&S no longer represents the individual
14 interests of either the Buckalew Trust or Kevin Higgins related to these proceedings.

15 4. G&S was not paid any compensation from the Ad Hoc Committee.

16 I declare under penalty of perjury that these facts are true as to the best of my knowledge
17 and belief.

18 DATED this 2nd day of June, 2006.

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20 
21 GREGORY E. GARMAN, ESQ.
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